

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

JESSE ARON ROSS,

Plaintiff(s),

v.

CALVIN JOHNSON, et al.,

Defendant(s).

2:22-cv-00259-CDS-VCF

**DISCOVERY PLAN AND SCHEDULING
ORDER**

Before the court is *Jesse Aron Ross v. Calvin Johnson, et al.*, case no. 2:22-cv-00259-CDS-VCF.

Pursuant to Local Rule 16-1(b), “in actions by or on behalf of inmates under 42 U.S.C. § 1983 ...no discovery plan is required,” rather “a scheduling order [is] entered within thirty (30) days after the first defendant answers or otherwise appears.” This is an action brought under 42 U.S.C. § 1983. Defendant has filed an answer and a scheduling order has not yet been entered.

Accordingly,

IT IS HEREBY ORDERED that the following scheduling deadlines apply:

1. DISCOVERY: Pursuant to LR 16-1(b), discovery in this action shall be completed on or before **July 3, 2023**.

2. Any and all pleadings that may be brought under Fed. R. Civ. P. 13 & 14, or joining additional parties under Fed. R. Civ. P. 19 & 20, shall be filed and served not later than **April 3, 2023**. Any party causing additional parties to be joined or brought into this action shall contemporaneously therewith cause a copy of this Order to be served upon the new party or parties.

3. Amendments to pleadings as provided for under Fed. R. Civ. P. 15, if the same are allowed without leave of court, or motions for leave to amend, shall comply with LR 15-1 and shall be filed and served not later than **April 3, 2023**.

1 4. Expert disclosures shall be made on or before May 3, 2023, and the disclosures of rebuttal
2 experts shall be made on or before June 2, 2023.

3 5. Dispositive Motions shall be filed and served no later than August 1, 2023.

4 6. The Joint Pretrial Order is due by August 31, 2023. If dispositive motions are filed, the
5 joint pretrial order is due thirty (30) days from the entry of the court's rulings on the motions or by further
6 order of the court.

7 7. EXTENSIONS OF DISCOVERY: Pursuant to LR 26-4, an extension of the discovery
8 deadline will not be allowed without a showing of good cause. All motions or stipulations to extend
9 discovery shall be received by the Court at least twenty-one (21) days prior to the date fixed for completion
10 of discovery by this Scheduling Order, or at least twenty-one (21) days prior to the expiration of any
11 extension thereof that may have been approved by the Court. The motion or stipulation shall include:

12 (a) A statement specifying the discovery completed by the parties of the date of the motion or
13 stipulation;

14 (b) A specific description of the discovery which remains to be completed;

15 (c) The reasons why such remaining discovery was not completed within the time limit of the
16 existing discovery deadline; and

17 (d) A proposed schedule for the completion of all remaining discovery.

18 DATED this 3rd day of January 2023.

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20 CAM FERENBACH
21 UNITED STATES MAGISTRATE JUDGE
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